

Lalith Babu

Nominee യുടെ വിവരങ്ങൾ സ്വകാര്യ വിവരങ്ങളായതിനാൽ വകുപ്പ് 8(1)(j) പ്രകാരം വെളിപ്പെടുത്തേണ്ടതില്ല എന്ന പബ്ലിക് ഇൻഫർമേഷൻ ഓഫീസറുടെ തീരുമാനം വിവരാവകാശ കമ്മീഷൻ ശരിവച്ചു

Respondent: Mr. S K Pani CPIO through VC

The appellant stated that she wants copy of the service book, details of deductions made from salary, loans and advances, LIC premium, name of nominee etc. of Sri T K Gadbad. The CPIO stated that he has provided the disclosable information viz. first page of service book, gross & net salary, official address & telephone number of the employee but the other information like details of loans and advances, name of nominee etc. is personal information relating to the employee and cannot be disclosed as no public interest is involved. He claimed exemption under Section 8(1)(i) of the RTI Act. The appellant argued that she is the legally wedded wife of the employee and has a right to excess the information. The CPIO submitted that the mere fact that the appellant is the legally wedded wife does not enhance her right to access the information which relates to her estranged husband and is exempt under Section 8(1)(j) of the RTI Act.

Decision notice:

The Hon'ble High Court of Delhi vide it decision dated 01/07/2009 [W.P.(C) 803/2009 Vijay Prakash vs. UOI and others] has held that in a private dispute, between husband and wife, the basic protection afforded by virtue of the exemption from disclosure enacted under Section 8(1)(j) cannot be lifted or disturbed unless the petitioner is able to justify how such disclosure would be in 'public interest'.

In the matter at hand the appellant has not succeeded in establishing that the information sought is for larger public purpose. Hence, there is no need to interfere with the respondent's decision.

The matter is closed.

BASANT SETH
Information Commissioner